

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 250326

60

ORIGIN ARA-03

INFO OCT-01 ISO-00 /004 R

66619

DRAFTED BY ARA/EP/E:WSCLARKE:MDL

APPROVED BY ARA/EP:SMPRINGLE

----- 126490

O 152127Z NOV 74

FM SECSTATE WASHDC

TO AMEMBASSY QUITO IMMEDIATE

LIMITED OFFICIAL USE STATE 250326

THE FOLLOWING REPEATS SECSTATE

150326 ACTION LIMA 13 NOVEMBER 1974. QUOTE:

LIMITED OFFICIAL USE STATE 250326

E.O. 11652: N/A

TAGS: EAIR, EC

SUBJECT: CIVAIR: ECUADOR CONSULTATIONS

FOR CIVAIR USDEL, STYLES:

FOLLOWING IS ENDERS LETTER STYLES DATED NOVEMBER 12, 1974:

"DEAR MR. STYLES:

YOU ARE DESIGNATED CHAIRMAN OF THE UNITED STATES DELEGATION TO CONDUCT AIR TRANSPORTATION NEGOTIATIONS WITH THE GOVERNMENT OF ECUADOR. OTHER MEMBERS OF THE US DELEGATION WILL BE: THE HONORABLE LEE R. WEST, MEMBER, CIVIL AERONAUTICS BOARD; DONALD L. LITTON, CHIEF, WESTERN HEMISPHERE DIVISION, BUREAU OF INTERNATIONAL AFFAIRS, CIVIL AERONAUTICS BOARD; AN OFFICER OF THE US EMBASSY IN ECUADOR TO BE NAMED BY THE AMBASSADOR; AND LISA RAY, AIR TRANSPORTATION ASSOCIATION (OBSERVER).

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 250326

THE GOVERNMENT OF ECUADOR HAS REQUESTED THESE CONSULTATIONS

UNDER THE PROVISIONS OF ARTICLE X OF THE US-ECUADOR AIR TRANSPORT SERVICES AGREEMENT OF APRIL 24, 1947. THE REQUEST FOR CONSULTATIONS HAS BEEN PROMPTED BY STRONG UNITED STATES GOVERNMENT REPRESENTATIONS ON BEHALF OF BRANIFF INTERNATIONAL, A UNITED STATES AIRLINE, WHOSE OPERATIONS IN ECUADOR RECENTLY HAVE BEEN RESTRICTED BY

UNILATERAL ACTION ON THE PART OF ECUADOREAN AUTHORITIES. THE ECUADOREANS HAVE ALSO EXPRESSED THEIR INTENT TO REQUEST ON EXPANSION OF ECUADOREAN LANDING RIGHTS TO LOS ANGELES AND NEW YORK CITY.

EFFECTIVE OCTOBER 13, 1974 ECUADOR UNILATERALLY CANCELLED THREE FREQUENCIES OPERATED BY BRANIFF INTERNATIONAL: TWO WEEKLY FLIGHTS BETWEEN QUITO AND MIAMI AND ONE WEEKLY FLIGHT FROM GUAYAQUIL TO MIAMI. THE UNITED STATES GOVERNMENT HAS INFORMED THE GOVERNMENT OF ECUADOR THAT ITS UNILATERAL CANCELLATION OF THE THREE FREQUENCIES WOULD BE INCONSISTENT WITH THE BILATERAL AIR TRANSPORT SERVICES AGREEMENT. IT WAS FURTHER POINTED OUT THAT THE PROPER COURSE WOULD BE FOR ECUADOR TO REQUEST CONSULTATIONS UNDER THE TERMS OF THE AGREEMENT AND NOT TO IMPOSE THE RESTRICTIONS ON BRANIFF'S CAPACITY PENDING SUCH CONSULTATIONS. THE ECUADOREANS HAVE REJECTED UNITED STATES APPEALS TO REINSTATE THE CANCELLED FREQUENCIES, CLAIMING THAT THE FLIGHTS HAD BEEN AUTHORIZED IN JULY 1974 ON A TEMPORARY BASIS AND THAT THE CONDITIONS FOR THE TEMPORARY AUTHORIZATION HAD SINCE CEASED TO EXIST.

DURING THE NEGOTIATIONS YOU SHOULD ATTEMPT TO GAIN TWO OBJECTIVES: (1) AN AGREEMENT THAT NEITHER SIDE WILL IMPOSE UNILATERAL RESTRICTIONS ON THE OPERATIONS OF THE AIRLINES OF THE OTHER COUNTRY; AND (2) AN OPERATING PERMIT FROM ECUADOR WITHOUT RESTRICTIONS ON BRANIFF. TO OBTAIN THESE OBJECTIVES, YOU MAY INFORM THE ECUADOREANS THAT IF THEY WOULD AGREE TO OUR TWO REQUESTS, THE UNITED STATES IS READY TO OFFER ECUADOR: (1) A SCREENING ARRANGEMENT, AND (2) THE ADDITION OF NEW YORK TO THE ECUADOREAN ROUTE SCHEDULE. YOU MAY EMBELLISH THE OFFER OF A SCREENING ARRANGEMENT BY MENTIONING THAT IT WOULD GIVE THE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 250326

ECUADOREANS A MEASURE OF SECURITY FROM UNJUSTIFIABLE US CARRIER SERVICE. FINALLY YOU SHOULD EXPRESS THE VIEW THAT THE SUGGESTED EXCHANGE (AS OUTLINED ABOVE) SHOULD PROVIDE A BASIS FOR STABLE AND EQUITABLE RELATIONS IN THE FIELD OF CIVIL AVIATION BETWEEN OUR TWO COUNTRIES.

IN THE CONDUCT OF THESE NEGOTIATIONS YOU SHOULD TAKE INTO ACCOUNT THE ENCLOSED RECOMMENDATIONS OF THE CAB. SHOULD

DEVELOPMENTS IN THE DISCUSSIONS SHOW THE NEED FOR FURTHER GUIDANCE, ADDITIONAL INSTRUCTIONS SHOULD BE REQUESTED.

ANY AGREEMENT OR UNDERSTANDING REACHED BY THE DELEGATIONS IS TO BE ON AN AD REFERENDUM BASIS.
SINCERELY, THOMAS O. ENDERS, ASSISTANT SECRETARY
FOR ECONOMIC AND BUSINESS AFFAIRS."

FOLLOWING IS TEXT OF TIMM-KISSINGER LETTER RE ECUADOR CONSULTATIONS:

"DEAR MR. SECRETARY:

THIS IS IN REFERENCE TO THE FORTHCOMING CIVIL AVIATION CONSULTATIONS WITH THE GOVERNMENT OF ECUADOR WHICH ARE NOW PROPOSED FOR NOVEMBER 18, 1974 IN QUITO.

IN THIS REGARD, THE BOARD RECOMMENDS THAT DURING THE TALKS THE UNITED STATES GOVERNMENT SEEK TO OBTAIN: 1) AGREEMENT THAT NEITHER SIDE WILL IMPOSE UNILATERAL RESTRICTIONS ON THE OPERATIONS OF THE CARRIERS OF THE OTHER COUNTRY; AND 2) AN OPERATING PERMIT FROM ECUADOR WITHOUT RESTRICTIONS FOR BRANIFF. IN THE EVENT THAT THESE OBJECTIVES ARE ATTAINED, IT IS RECOMMENDED THAT THE UNITED STATES OFFER ECUADOR: 1) A SCREENING ARRANGEMENT, IN ORDER TO GIVE THE ECUADOREANS A MEASURE OF SECURITY THAT THEIR CARRIER WILL NOT BE FACED WITH A MARKET SATURATED WITH UNJUSTIFIABLE US CARRIER SERVICE; AND 2) THE ADDITION OF NEW YORK TO THE ECUADOREAN ROUTE SCHEDULE. THE BOARD BELIEVES THAT THIS EXCHANGE SHOULD LAY THE BASIS FOR MORE STABLE US CARRIER OPERATIONS TO ECUADOR.

THE BOARD WILL BE AVAILABLE TO CONSIDER ANY ADDITIONAL LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 04 STATE 250326

REQUESTS THAT MIGHT ARISE AND WILL MAKE ITS POSITION KNOWN THROUGH ITS REPRESENTATIVES ON THE US DELEGATION.

SINCERELY,
CHAIRMAN.

UNQUOTE KISSINGER

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: cunninfx
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE250326
Document Source: CORE
Document Unique ID: 00
Drafter: WSCLARKE:MDL
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740331-0105
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741139/aaaabgvv.tel
Line Count: 161
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: cunninfx
Review Comment: n/a
Review Content Flags:
Review Date: 10 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <10 JUL 2002 by kelleyw0>; APPROVED <18 MAR 2003 by cunninfx>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: ECUADOR CONSULTATIONS FOR CIVAIR USDEL, STYLES
TAGS: EAIR, EC, US, (STYLES)
To: QUITO
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005